

PS 8  
(pawp 1/2005)

# UNITED STATES DISTRICT COURT

for

Western District Of Pennsylvania

U.S.A. vs. Justin Swoger

Docket No. 0315 2:07CR00340-003

## Petition for Action on Conditions of Pretrial Release

COMES NOW Theodore W. Johnson, CHIEF PROBATION OFFICER OF THE COURT, presenting an official report upon the conduct of defendant Justin Swoger, who was placed under pretrial release supervision by the Honorable Robert C. Mitchell, sitting in the COURT at Pittsburgh, Pennsylvania, on the 24<sup>th</sup> day of October 2007, under the following conditions:

1. The defendant shall report to Pretrial Services as directed.
2. The defendant shall remain in the Western District of Pennsylvania.
3. The defendant shall not possess any firearm or other destructive device.
4. The defendant shall refrain from the excessive use of alcohol.
5. The defendant shall refrain from use or unlawful possession of a narcotic drug or other controlled substance, unless prescribed by a physician.
6. The defendant shall submit to drug testing as directed.
7. The defendant shall participate in a program of inpatient or outpatient substance abuse therapy and counseling if deemed advisable by the Pretrial Services Office or supervising officer.
8. The defendant shall refrain from obstructing or attempting to obstruct drug testing.
9. The defendant shall report as soon as possible, any contact with law enforcement.

## RESPECTFULLY PRESENTING PETITION FOR ACTION OF COURT FOR CAUSE AS FOLLOWS

The defendant submitted a drug test which tested positive for morphine on June 12, 2008. He also submitted a specimen which tested positive for oxycodone on July 11, 2008.

The defendant has failed to appear for drug testing on multiple occasions at CARE in Washington, Pennsylvania.

The defendant has failed to report in person to Pretrial Services on the first Wednesday of May, June, July and August 2008.

The defendant has failed to report weekly by telephone to Pretrial Services on multiple occasions during May, June, July and August 2008.

**PRAYING THAT THE COURT WILL ORDER THAT A BOND REVOCATION HEARING  
BE SCHEDULED FOR** September 15, 2008 at 1:30 p.m.

**ORDER OF COURT**

Considered and ordered this 28th day  
of August, 2008, and ordered filed  
and  
made a part of the records in the above case.

s/ Terrence F. McVerry

**Honorable Terrence F. McVerry  
U.S. District Judge**

I declare under penalty of perjury that  
the foregoing is true and correct.

Executed  
on

August 22, 2008

A handwritten signature in black ink, appearing to read "Eric D. Bossart", written over a horizontal line.

**Eric D. Bossart**

**U.S. Pretrial Services/Probation Officer**

A handwritten signature in black ink, appearing to read "Elaine M. Johnston", written over a horizontal line.

**Elaine M. Johnston**

**Supervising U.S. Pretrial  
Services/Probation Officer**

Place

Pittsburgh, Pennsylvania